

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

WAG Acquisition, L.L.C.,

Plaintiff,

v.

Sobonito Investments, LTD., *et al.*,

Defendants.

Civil Action No. 2:14-cv-01661
(ES)(JAD)

**NOTICE OF JOINT MOTION
TO DISMISS PLAINTIFF'S
COMPLAINTS**

WAG Acquisition, L.L.C.,

Plaintiff,

v.

Multi Media, L.L.C., *et al.*,

Defendants.

Civil Action No. 2:14-cv-02340
(ES)(JAD)

WAG Acquisition, L.L.C.,

Plaintiff,

v.

Data Conversions, Inc., *et al.*

Defendants.

Civil Action No. 2:14-cv-02345
(ES)(JAD)

<p>WAG Acquisition, L.L.C.,</p> <p>Plaintiff,</p> <p>v.</p> <p>Flying Crocodile, Inc., <i>et al.</i>,</p> <p>Defendants.</p>	<p>Civil Action No. 2:14-cv-02674 (ES)(MAH)</p>
<p>WAG Acquisition, L.L.C.,</p> <p>Plaintiff,</p> <p>v.</p> <p>Gattyán Group S.à r.l., <i>et al.</i>,</p> <p>Defendants.</p>	<p>Civil Action No. 2:14-cv-02832 (ES) (JAD)</p>
<p>WAG Acquisition, L.L.C.,</p> <p>Plaintiff,</p> <p>v.</p> <p>MFCXY, Inc., <i>et al.</i>,</p> <p>Defendants.</p>	<p>Civil Action No. 2:14-cv-03196 (ES)(MAH)</p>
<p>WAG Acquisition, L.L.C.,</p> <p>Plaintiff,</p> <p>v.</p> <p>FriendFinder Networks Inc., <i>et al.</i>,</p> <p>Defendants.</p>	<p>Civil Action No. 2:14-cv-03456 (ES)(JAD)</p>

WAG Acquisition, L.L.C.,

Plaintiff,

v.

Vubeology, Inc., *et al.*,

Defendants.

Civil Action No.2:14-cv-04531
(ES)(JAD)

ON NOTICE TO:

Ronald Abramson

David G. Liston

LEWIS BAACH pllc

The Chrysler Building

405 Lexington Avenue

New York, NY 10174

Telephone: (212) 826-7001

Attorneys for Plaintiff WAG Acquisition, LLC

PLEASE TAKE NOTICE that on January 20, 2015, or on a date to be set by this Court, Defendants in the above-captioned actions (collectively “Moving Defendants”) will jointly move before the Hon. Esther Salas, U.S.D.J., at the Martin Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07101, for entry of an Order pursuant to Federal Rules of Civil Procedure 12(b)(6), 12(b)(2) and 12(b)(3) and Local Civil Rule 7.1 dismissing Plaintiff’s Complaints and/or Amended Complaints in the above-captioned matters for failure to state a

claim on which relief can be granted, for lack of personal jurisdiction, and for improper venue.

PLEASE TAKE FURTHER NOTICE that in support of this joint motion, Moving Defendants shall rely on the accompanying Memorandum of Law in Support of Defendants' Joint Motion For Dismissal, along with the supporting Declarations of Michael A. Innes, Leonid Radvinsky and Noam Fogel and upon all pleadings, papers and proceedings on file in these actions. A proposed form of Order is also submitted herewith.

PLEASE TAKE FURTHER NOTICE that Moving Defendants respectfully request oral argument.

Dated: November 14, 2014 Respectfully submitted,

s/ Michael A. Innes
Michael A. Innes, Esq.
KELLEY DRYE & WARREN LLP
200 Kimball Drive
Parsippany, New Jersey 07054
Telephone: (973) 503-5900

David W. Long (*Pro Hac Vice*)
Stephen R. Freeland (*Pro Hac Vice*)
KELLEY DRYE & WARREN LLP
Washington Harbour, Suite 400
3050 K Street, NW
Washington, DC 20007-5108
Telephone: (202) 342-8400
Facsimile: (202) 342-8451

Attorneys for Defendant Coolvision Ltd.

s/ Keith J. Miller

s/ Leda Dunn Wettre

Leda Dunn Wettre

Keith J. Miller

ROBINSON, WETTRE & MILLER LLC

One Newark Center

Newark, NJ 07102

Telephone No.: (973) 690-5400

Facsimile No.: (973) 466-2760

LWettre@rwmlegal.com

KMiller@rwmlegal.com

OF COUNSEL:

Frank M. Gasparo (*Pro Hac Vice*)

Ralph A. Dengler (*Pro Hac Vice*)

Todd M. Noshier

Andrew P. MacArthur

VENABLE LLP

1270 Avenue of the Americas

New York, New York 10020

Telephone No.: (212) 307-5500

Facsimile No.: (212) 307-5598

FMGasparo@venable.com

RADengler@venable.com

TMNoshier@venable.com

APMacArthur@Venable.com

*Attorneys for Defendants FriendFinder Networks
Inc., Streamray Inc., Multi Media, LLC, and
WMM, LLC and WMM Holdings, LLC*

/s/ David A. Ward

David A. Ward, Esq.
KLUGER HEALEY, LLC
219 Broad Street
Red Bank, New Jersey 07052
Telephone: (732) 852-7500
dward@klugerhealey.com

Brian G. Bodine
(admission *Pro Hac Vice* pending)
LANE POWELL PC
1420 Fifth Ave., Suite 4200
Seattle, WA 98111-9402
Telephone: (206) 223-7406
bodineb@lanepowell.com

*Attorneys for Defendants Flying Crocodile, Inc.,
FCI, Inc., Accretive Technology Group, Inc., ICF
Technology, Inc., Riser Apps LLC, Streamates
Ltd., and Vubeology, Inc.*

s/ Keith J. Miller

s/ Leda Dunn Wettre

Leda Dunn Wettre

Keith J. Miller

ROBINSON, WETTRE & MILLER LLC

One Newark Center

Newark, NJ 07102

Telephone No.: (973) 690-5400

Facsimile No.: (973) 466-2760

LWettre@rwmlegal.com

KMiller@rwmlegal.com

OF COUNSEL:

Kevin O'Brien (*Pro Hac Vice*)

Richard V. Wells (*Pro Hac Vice*)

BAKER & MCKENZIE, LLP

815 Connecticut Avenue, N.W.

Washington, D.C. 20006

Telephone No.: (202) 835-6143

Facsimile No.: (202) 416-7143

Kevin.O'Brien@bakermckenzie.com

Richard.Wells@bakermckenzie.com

*Attorneys for Defendants Gattyán Group S.à r.l.,
Duodecad IT Services Luxembourg S.à r.l. and
Duodecad IT Services USA LLC*

/s/ Dennis Hopkins

Dennis Hopkins

PERKINS COIE LLP

30 Rockefeller Plaza

New York, New York 10112-0085

Telephone: (212) 262-6900

Facsimile: (212) 977-1649

DHopkins@perkinscoie.com

OF COUNSEL:

John P. Flynn (*Pro Hac Vice*)

DIOGUARDI FLYNN LLP

7001 N. Scottsdale Road, Suite 2060

Scottsdale, Arizona 85253

Telephone: (480) 951-8803

Facsimile: (480) 951-8824

jflynn@dioguardiflynn.com

David R. Pekarek Krohn (*Pro Hac Vice*)

PERKINS COIE LLP

1 East Main St., Suite 201

Madison, Wisconsin 53703

Telephone : (608) 663-7496

DPekarekKrohn@perkinscoie.com

*Attorneys for Defendants MFCXY, Inc., LRAM
Company B.V., Leonid Radvinsky,
Cybertania, Inc. and ActiveSoft, Inc.*

CERTIFICATE OF SERVICE

I, **LEDA DUNN WETTRE**, hereby certify that on November 14, 2014, I caused a true and correct copy of the Moving Defendants' Notice of Joint Motion to Dismiss Plaintiff's Complaints and all supporting papers to be served to the following attorneys by the means listed below:

BY EMAIL:

Ronald Abramson
David G. Liston
LEWIS BAACH pllc
The Chrysler Building
405 Lexington Avenue
New York, NY 10174
ronald.abramson@lewisbaach.com
david.liston@lewisbaach.com

I further certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: November 14, 2014

s/ Leda Dunn Wettre
Leda Dunn Wettre